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INTERNATIONAL PRELIMINARY EXAMINATION REPORT

| PATENT COOPERATION TREAT INTERNATIONAL PRELIMINARY EXAMINATION REPORT (PCT Article 36 and Rule 70) Applicant's or agent's file reference LEA36294-WO International polication of Transmittal of International polication of Preliminary Examination Report (Form PCT/PE. International polication No. PCT/EP2003/008300 International platent (classification (IPC) or national classification and IPC COTD 401/12 Applicant BAYER HEALTHCARE AG In this international preliminary examination report has been prepared by this International Preliminary Examining Authand is transmitted to the applicant according to Article 36. This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which has amended and are the basis for this report and/or sheets containing rectifications made before this Authority (so 70.16 and Section 607 of the Administrative Instructions under the PCT). These annexes consist of a total of sheets. 3. This report contains indications relating to the following items: I Basis of the report II Priority III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability invention V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability in Certain defects in the international application VII Certain documents cited VII Certain documents cited VII Certain observations on the international application Date of submission of the demand 31 January 2004 (31.01.2004) Date of submission of the demand 31 January 2004 (31.01.2004) | Applicant's or agent's fi LEA3629 International application | ile reference 4-WO | (PCT Article 36 and | d Rule 70) | | |
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INTERNATIONAL PRELIMINARY **EXAMINATION REPORT**

I. Basis of the report

The basis of international preliminary examination report is the application as originally filed.

Non-establishment of opinion with regard to novelty, inventive step and industrial III. applicability

The question of whether the claimed invention appears to be novel, to involve an inventive step, or to be industrially applicable has not been the subject of the international preliminary examination in respect of the claims which have not been searched (Article 17(2)(a) or (3) and Rule 66.1(e) PCT; see also international search report).

Reasoned statement under Rule 66.2(a)(ii) with regard to novelty, inventive step or ٧. industrial applicability

To the extent that the international preliminary examination has been carried out (see item III above), the following is pointed out:

In light of the documents cited in the international search report, it is considered that the invention as defined in the claims, which have been the subject of an international search report, meets the criteria mentioned in Article 33(1) PCT, i.e. appears to be novel, to involve an inventive step and to be industrially applicable.

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